

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

**THOMAS HARPER, M.D.,
Plaintiff,**

vs.

**SUN LIFE ASSURANCE COMPANY
OF CANADA,
Defendant.**

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CIVIL ACTION NO. 2:08-cv-111

STIPULATION OF DISMISSAL

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, Thomas Harper, M.D., Plaintiff in the above-styled and numbered civil action, and stipulates that Plaintiff wishes to dismiss this cause of action against Defendant Sun Life Assurance Company of Canada.

WHEREFORE, PREMISES CONSIDERED, Plaintiff Thomas Harper, M.D., stipulates that the above-numbered and entitled civil action is dismissed and that all costs of Court be paid by the party incurring same.

Respectfully submitted,

ADKERSON, HAUDER & BEZNEY, P.C.

BY: /s/ Bernie E. Hauder

BERNIE E. HAUDER
State Bar No. 09233600

1400 Bryan Tower
2001 Bryan Street
Dallas, Texas 75201-3005
214-740-2500 - Telephone
214-740-2501 – Facsimile
ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF SERVICE

This is to certify that on this, the 14th day of May, 2009, a true and correct copy of the above and foregoing document has been forwarded to the counsel of record, as indicated below:

Anne P. Terwilliger
OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C
8117 Preston Road, Suite 700
Dallas, Texas 75225

XX Via E-Filing
____ Via Hand Delivery
____ Via Certified Mail Return Receipt Requested
____ Via Facsimile
____ Via Regular Mail

Eric Mathisen
Mark Schmidtke
OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C
Two First National Plaza, 25th Floor
20 S. Clark Street
Chicago, IL 60603

XX Via E-Filing
____ Via Hand Delivery
____ Via Certified Mail Return Receipt Requested
____ Via Facsimile
____ Via Regular Mail

/s/ Bernie E. Hauder
BERNIE E. HAUDER